

SB 329

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SENATE OF WEST VIRGINIA

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1998



## ENROLLED

*COMMITTEE SUBSTITUTE FOR*  
SENATE BILL NO. 329

(By Senator ROSS, ET AL)



PASSED MARCH 14, 1998  
In Effect FROM Passage

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OFFICE OF SENATE CLERK  
SECRETARIAT OF SENATE

## ENROLLED

COMMITTEE SUBSTITUTE  
FOR

### Senate Bill No. 329

(SENATORS ROSS, ANDERSON, BOWMAN, MACNAUGHTAN,  
BOLEY AND BUCKALEW, *original sponsors*)

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[Passed March 14, 1998; in effect from passage.]

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AN ACT to amend and reenact sections one, two, three, five, seven, nine, eleven and fourteen, article nine, chapter sixty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended; and to further amend said article by adding thereto nine new sections, designated sections twenty, twenty-one, twenty-two, twenty-three, twenty-four, twenty-five, twenty-six, twenty-seven and twenty-eight, all relating generally to the promulgation of administrative rules by the various executive or administrative agencies and the procedures relating thereto; legislative mandate or authorization for the promulgation of certain legislative rules by various executive and administrative agencies of the state; authorizing certain of the agencies to

promulgate certain legislative rules in the form that the rules were filed in the state register; authorizing certain of the agencies to promulgate legislative rules as amended by the Legislature; authorizing certain of the agencies to promulgate legislative rules with various modifications presented to and recommended by the legislative rule-making review committee; disapproving and not authorizing certain rules; approving an amendment to an existing rule and directing a certain agency to refile the rule with amendment; authorizing commissioner of agriculture to promulgate legislative rules relating to fish processing; authorizing commissioner of agriculture to promulgate legislative rules relating to meat and poultry inspection; authorizing secretary of state to promulgate legislative rules relating to electronic records; authorizing secretary of state to promulgate legislative rules relating to certain filings; authorizing governor's committee on crime, delinquency and correction to promulgate legislative rules relating to basic training academy; authorizing governor's committee on crime, delinquency and correction to promulgate legislative rules relating to law-enforcement protocol in response to domestic violence; authorizing auditor to promulgate legislative rules relating to transaction fee and rate structure; authorizing auditor to promulgate legislative rules relating to voluntary payroll deductions; authorizing board of dental examiners to promulgate legislative rules relating to professional limited liability companies; authorizing board of medicine to promulgate legislative rules relating to licensing; authorizing board of examiners of psychologists to promulgate legislative rules relating to fees; authorizing board of architects to promulgate legislative rules relating to board; authorizing board of examiners in counseling to promulgate legislative rules relating to licensing; disapproving and not authorizing human rights commission to promulgate legislative rules relating to definition of employer; authorizing board of occupational therapy to promulgate legislative rules relating to board; authorizing board of examiners in optometry to promulgate legislative

rules relating to expanded prescriptive authority rules; authorizing board of examiners of radiologic technology to promulgate legislative rules relating to continuing education; authorizing board of examiners of radiologic technology to promulgate legislative rules relating to fees for services; authorizing board of social work examiners to promulgate legislative rules relating to social worker licensure; authorizing soil conservation committee to promulgate legislative rules relating to committee; authorizing treasurer to promulgate legislative rules relating to imprest funds; authorizing treasurer to promulgate legislative rules relating to deposit of moneys by state agencies; authorizing treasurer to promulgate legislative rules relating to payment processing; authorizing treasurer to promulgate legislative rules relating to debt capacity reporting; authorizing treasurer to promulgate legislative rules relating to state debt reporting; authorizing treasurer to promulgate legislative rules relating to selection of state depositories for disbursement of certain accounts; authorizing treasurer to promulgate legislative rules relating to selection of state depositories for receipt accounts; and reauthorizing the board of pharmacy rules relating to rules and regulations of the board of pharmacy.

*Be it enacted by the Legislature of West Virginia:*

That sections one, two, three, five, seven, nine, eleven and fourteen, article nine, chapter sixty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted; and that said article be further amended by adding thereto nine new sections, designated sections twenty, twenty-one, twenty-two, twenty-three, twenty-four, twenty-five, twenty-six, twenty-seven and twenty-eight, all to read as follows:

**ARTICLE 9. AUTHORIZATION FOR MISCELLANEOUS AGENCIES AND  
BOARDS TO PROMULGATE LEGISLATIVE RULES.**

**§64-9-1. Commissioner of agriculture.**

- 1 (a) The legislative rule filed in the state register on the

2 first day of August, one thousand nine hundred  
3 ninety-seven, authorized under the authority of section  
4 one, article twenty-nine, chapter nineteen of this code,  
5 modified by the commissioner of agriculture to meet the  
6 objections of the legislative rule-making review committee  
7 and refiled in the state register on the twenty-fifth day of  
8 November, one thousand nine hundred ninety-seven,  
9 relating to the commissioner of agriculture (fish process-  
10 ing, 61 CSR 23A), is authorized.

11 (b) The legislative rule filed in the state register on the  
12 eighth day of July, one thousand nine hundred  
13 ninety-seven, authorized under the authority of section  
14 three, article two-b, chapter nineteen of this code, modi-  
15 fied by the commissioner of agriculture to meet the  
16 objections of the legislative rule-making review committee  
17 and refiled in the state register on the twenty-third day of  
18 September, one thousand nine hundred ninety-seven,  
19 relating to the commissioner of agriculture (inspection of  
20 meat and poultry, 61 CSR 16), is authorized.

**§64-9-2. Secretary of state.**

1 (a) The legislative rule filed in the state register on the  
2 thirty-first day of July, one thousand nine hundred  
3 ninety-seven, authorized under the authority of section  
4 two, article one, chapter fifty-nine of this code, modified  
5 by the secretary of state to meet the objections of the  
6 legislative rule-making review committee and refiled in  
7 the state register on the third day of November, one  
8 thousand nine hundred ninety-seven, relating to the  
9 secretary of state (fees relating to electronic records, 153  
10 CSR 2), is authorized.

11 (b) The legislative rule filed in the state register on the  
12 thirty-first day of July, one thousand nine hundred  
13 ninety-seven, authorized under the authority of section  
14 sixty-seven, article one, chapter thirty-one of this code,  
15 modified by the secretary of state to meet the objections of  
16 the legislative rule-making review committee and refiled

17 in the state register on the fifth day of January, one  
18 thousand nine hundred ninety-eight, relating to the  
19 secretary of state (matters relating to corporations and  
20 other business entity filing, 153 CSR 5), is authorized.

**§64-9-3. Governor's committee on crime, delinquency and  
correction.**

1 (a) The legislative rule filed in the state register on the  
2 thirty-first day of July, one thousand nine hundred ninety-  
3 seven, under the authority of section three, article twenty-  
4 nine, chapter thirty of this code, modified by the gover-  
5 nor's committee on crime, delinquency and correction to  
6 meet the objections of the legislative rule-making review  
7 committee and refiled in the state register on the seventh  
8 day of January, one thousand nine hundred ninety-eight,  
9 relating to the governor's committee on crime, delin-  
10 quency and correction (basic training academy, annual in-  
11 service and biennial in-service training standards, 149  
12 CSR 2), is authorized.

13 (b) The legislative rule filed in the state register on the  
14 twenty-eighth day of July, one thousand nine hundred  
15 ninety-seven, authorized under the authority of section  
16 nine, article two-a, chapter forty-eight of this code,  
17 modified by the governor's committee on crime, delin-  
18 quency and correction to meet the objections of the  
19 legislative rule-making review committee and refiled in  
20 the state register on the seventh day of January, one  
21 thousand nine hundred ninety-eight, relating to the  
22 governor's committee on crime, delinquency and correc-  
23 tion (protocol for law enforcement response to domestic  
24 violence, 149 CSR 3), is authorized.

**§64-9-5. Auditor.**

1 (a) The legislative rule filed in the state register on the  
2 sixth day of January, one thousand nine hundred  
3 ninety-eight, authorized under the authority of section  
4 ten-c, article three, chapter twelve of this code, modified

5 by the auditor to meet the objections of the legislative  
6 rule-making review committee and refiled in the state  
7 register on the twenty-first day of January, one thousand  
8 nine hundred ninety-eight, relating to the auditor (trans-  
9 action fee and rate structure, 155 CSR 4), is authorized.

10 (b) The legislative rule filed in the state register on the  
11 twenty-eighth day of July, one thousand nine hundred  
12 ninety-seven, authorized under the authority of section  
13 thirteen-b, article three, chapter twelve of this code,  
14 modified by the auditor to meet the objections of the  
15 legislative rule-making review committee and refiled in  
16 the state register on the twenty-second day of September,  
17 one thousand nine hundred ninety-seven, relating to the  
18 auditor (standards for voluntary payroll deductions, 155  
19 CSR 3), is authorized.

**§64-9-7. Board of dental examiners.**

1 The legislative rule filed in the state register on the  
2 twenty-eighth day of July, one thousand nine hundred  
3 ninety-seven, authorized under the authority of section  
4 one thousand three hundred four, article thirteen, chapter  
5 thirty-one-b of this code, modified by the board of dental  
6 examiners to meet the objections of the legislative  
7 rule-making review committee and refiled in the state  
8 register on the twenty-first day of November, one thou-  
9 sand nine hundred ninety-seven, relating to the board of  
10 dental examiners (formation and approval of professional  
11 limited liability companies, 5 CSR 2), is authorized.

**§64-9-9. Board of medicine.**

1 The legislative rule filed in the state register on the  
2 sixteenth day of July, one thousand nine hundred  
3 ninety-seven, authorized under the authority of section  
4 sixteen, article three, chapter thirty of this code, modified  
5 by the board of medicine to meet the objections of the

6 legislative rule-making review committee and refiled in  
7 the state register on the seventh day of November, one  
8 thousand nine hundred ninety-seven, relating to the board  
9 of medicine (licensing, disciplinary and complaint proce-  
10 dures, continuing education and physician assistants, 11  
11 CSR 1B), is authorized with the following amendment:

12 On page five, by striking out all of section 2.6.1 and the  
13 first line of section 2.6.2 and inserting in lieu thereof the  
14 following language:

15 2.6.1. A supervising physician may not supervise more  
16 than two (2) physician assistants at any one time, except  
17 that a physician may supervise up to four (4) hospital  
18 employed physician assistants.

19 2.6.2. A supervising physician may also serve as an  
20 alternate supervising physician in the absence of another  
21 supervising physician. The supervising physician is  
22 legally responsible.

**§64-9-11. Board of pharmacy.**

1 The legislative rule relating to the board of pharmacy  
2 (rules and regulations of the board of pharmacy, 15 CSR  
3 1), effective the fourteenth day of June, one thousand nine  
4 hundred ninety-three, is reauthorized and shall be refiled  
5 by the board of pharmacy, with only the following amend-  
6 ment:

7 Page 2, Subsection 2.9, is amended by adding at the end  
8 of the subsection, the following sentence: "The terms  
9 Pharmacy, Drug Store or Apothecary do not include a free  
10 clinic or a physician's office that dispenses medicines for  
11 free."

**§64-9-14. Board of examiners of psychologists.**

1 The legislative rule filed in the state register on the  
2 twenty-fifth day of July, one thousand nine hundred



3 ninety-seven, authorized under the authority of section  
4 six, article twenty-one, chapter thirty of this code, modi-  
5 fied by the board of examiners of psychologists to meet  
6 the objections of the legislative rule-making review  
7 committee and refiled in the state register on the twenty-  
8 third day of January, one thousand nine hundred  
9 ninety-eight, relating to the board of examiners of psy-  
10 chologists (fees, 17 CSR 1), is authorized.

**§64-9-20. Board of architects.**

1 The legislative rule filed in the state register on the  
2 twenty-fifth day of July, one thousand nine hundred  
3 ninety-seven, under the authority of section one, article  
4 twelve, chapter thirty of this code, modified by the board  
5 of architects to meet the objections of the legislative  
6 rule-making review committee and refiled in the state  
7 register on the third day of December, one thousand nine  
8 hundred ninety-seven, relating to the board of architects  
9 (rules of the West Virginia board of architects, 2 CSR 1),  
10 is authorized.

**§64-9-21. Board of examiners in counseling.**

1 The legislative rule filed in the state register on the first  
2 day of August, one thousand nine hundred ninety-seven,  
3 under the authority of section five, article thirty-one,  
4 chapter thirty of this code, modified by the board of  
5 examiners in counseling to meet the objections of the  
6 legislative rule-making review committee and refiled in  
7 the state register on the first day of December, one  
8 thousand nine hundred ninety-seven, relating to the board  
9 of examiners in counseling (licensing, 27 CSR 1), is  
10 authorized.

**§64-9-22. Human rights commission.**

1 The legislative rule filed in the state register on the  
2 thirtieth day of July, one thousand nine hundred

3 ninety-seven, under the authority of section eight, article  
4 eleven, chapter five of this code, modified by the human  
5 rights commission to meet the objections of the legislative  
6 rule-making review committee and refiled in the state  
7 register on the twenty-first day of November, one thou-  
8 sand nine hundred ninety-seven, relating to the human  
9 rights commission (definition of employer under the West  
10 Virginia human rights act, 77 CSR 9), is disapproved and  
11 not authorized.

**§64-9-23. Board of occupational therapy.**

1 The legislative rule filed in the state register on the first  
2 day of August, one thousand nine hundred ninety-seven,  
3 authorized under the authority of section six, article  
4 twenty-eight, chapter thirty of this code, modified by the  
5 board of occupational therapy to meet the objections of  
6 the legislative rule-making review committee and refiled  
7 in the state register on the eighth day of December, one  
8 thousand nine hundred ninety-seven, relating to the board  
9 of occupational therapy (administrative rules of the board  
10 of occupational therapy, 13 CSR 1), is authorized.

**§64-9-24. Board of examiners in optometry.**

1 The legislative rule filed in the state register on the  
2 twenty-eighth day of July, one thousand nine hundred  
3 ninety-seven, under the authority of sections two-a and  
4 two-b, article eight, chapter thirty of this code, modified  
5 by the board of examiners in optometry to meet the  
6 objections of the legislative rule-making review committee  
7 and refiled in the state register on the first day of Decem-  
8 ber, one thousand nine hundred ninety-seven, relating to  
9 the board of examiners in optometry (rules for expanded  
10 prescriptive authority, 14 CSR 2), is authorized with the  
11 amendments set forth below:

12 On page 3, subdivision 14.2.7.1b before the word

13 "Corticosteroids" by inserting the word "Oral" and after  
14 the word "Corticosteroids" by inserting the words "for a  
15 duration of no more than six days; and"

16 On page 3, subdivision 14.2.7.1c, after the word "Anal-  
17 gesics" by inserting a colon and the words "*Provided,*  
18 That no oral narcotic analgesic shall be prescribed for a  
19 duration of more than three days";

20 And,

21 On page 3, by striking out subdivision 14.2.7.1.d.

**§64-9-25. Board of examiners of radiologic technology.**

1 (a) The legislative rule filed in the state register on the  
2 thirtieth day of July, one thousand nine hundred  
3 ninety-seven, under the authority of section five, article  
4 twenty-three, chapter thirty of this code, modified by the  
5 board of examiners of radiologic technology to meet the  
6 objections of the legislative rule-making review committee  
7 and refiled in the state register on the twentieth day of  
8 January, one thousand nine hundred ninety-eight, relating  
9 to the board of examiners of radiologic technology (con-  
10 tinuing education, 18 CSR 2), is authorized.

11 (b) The legislative rule filed in the state register on the  
12 thirtieth day of July, one thousand nine hundred  
13 ninety-seven, under the authority of section five, article  
14 twenty-three, chapter thirty of this code, modified by the  
15 board of examiners of radiologic technology to meet the  
16 objections of the legislative rule-making review committee  
17 and refiled in the state register on the twentieth day of  
18 January, one thousand nine hundred ninety-eight, relating  
19 to the board of examiners of radiologic technology (sched-  
20 ular of fees for services rendered, 18 CSR 1), is authorized.

**§64-9-26. Board of social work examiners.**

1 The legislative rule filed in the state register on the

2 twenty-fifth day of July, one thousand nine hundred  
3 ninety-seven, under the authority of section three, article  
4 thirty, chapter thirty of this code, modified by the board  
5 of social work examiners to meet the objections of the  
6 legislative rule-making review committee and refiled in  
7 the state register on the eighth day of January, one  
8 thousand nine hundred ninety-eight, relating to the board  
9 of social work examiners (qualifications for licensure as a  
10 social worker, 25 CSR 1), is authorized with the amend-  
11 ments set forth below:

12 On page 3, subsection 3.3, line 3 of that paragraph, after  
13 the words "applicant" by inserting the following:

14 "with the exception of employees of the Department of  
15 Health and Human Resources,";

16 And,

17 On page 3, subsection 3.3, line 3 of that paragraph, after  
18 the words "July 1" by striking out the number "1998" and  
19 inserting in lieu thereof the number "2000";

20 And,

21 On page 4, subdivision 3.3.1(a), line 2 of this paragraph,  
22 after the word "college" by striking out the words "prior  
23 to July 1, 1998";

24 And,

25 On page 4, after subsection 3.3.3, by adding a new  
26 subsection 3.3.4 to read as follows:

27 "The requirements of section 3.3 are to effectuate the  
28 Board's goal of meeting the need for professionally trained  
29 social workers in West Virginia. However, the Board  
30 recognizes the unique position of the Department of  
31 Health and Human Resources and, therefore, has created  
32 a limited exemption to the requirement that applicants for

33 licensure obtain a degree in social work after July 1, 2000.  
34 This exemption is granted with the understanding that the  
35 Department will diligently pursue hiring professionally  
36 trained social workers. The Board and the Department  
37 shall file a progress report with the Joint Committee on  
38 Government and Finance on their efforts to achieve this  
39 goal on or before December 1, 2000.

40 And,

41 Renumbering the remainder of the section.

**§64-9-27. Soil conservation committee.**

1 The legislative rule filed in the state register on the first  
2 day of August, one thousand nine hundred ninety-seven,  
3 under the authority of section four, article twenty-one-a,  
4 chapter nineteen of this code, modified by the soil conser-  
5 vation committee to meet the objections of the legislative  
6 rule-making review committee and refiled in the state  
7 register on the second day of December, one thousand nine  
8 hundred ninety-seven, relating to the soil conservation  
9 committee (state soil conservation committee, 63 CSR 1),  
10 is authorized.

**§64-9-28. Office of the treasurer.**

1 (a) The legislative rule filed in the state register on the  
2 third day of July, one thousand nine hundred  
3 ninety-seven, under the authority of section two, article  
4 two, chapter twelve of this code, modified by the treasurer  
5 to meet the objections of the legislative rule-making  
6 review committee and refiled in the state register on the  
7 twenty-fifth day of September, one thousand nine hun-  
8 dred ninety-seven, relating to the treasurer (establishment  
9 of imprest funds, 112 CSR 3), is authorized.

10 (b) The legislative rule filed in the state register on the  
11 third day of July, one thousand nine hundred

12 ninety-seven, under the authority of section two, article  
13 two, chapter twelve of this code, modified by the treasurer  
14 to meet the objections of the legislative rule-making  
15 review committee and refiled in the state register on the  
16 twenty-eighth day of August, one thousand nine hundred  
17 ninety-seven, relating to the treasurer (procedure for the  
18 deposit of moneys with the state treasurer's office by state  
19 agencies, 112 CSR 4), is authorized.

20 (c) The legislative rule filed in the state register on the  
21 third day of July, one thousand nine hundred  
22 ninety-seven, under the authority of section one, article  
23 three, chapter twelve of this code, modified by the trea-  
24 surer to meet the objections of the legislative rule-making  
25 review committee and refiled in the state register on the  
26 twenty-eighth day of August, one thousand nine hundred  
27 ninety-seven, relating to the treasurer (procedures for  
28 processing payments from the state treasury, 112 CSR 8),  
29 is authorized.

30 (d) The legislative rule filed in the state register on the  
31 third day of July, one thousand nine hundred  
32 ninety-seven, under the authority of section four, article  
33 six-b, chapter twelve of this code, modified by the trea-  
34 surer to meet the objections of the legislative rule-making  
35 review committee and refiled in the state register on the  
36 twenty-fifth day of September, one thousand nine hun-  
37 dred ninety-seven, relating to the treasurer (reporting of  
38 debt capacity, 112 CSR 9), is authorized with the amend-  
39 ment set forth below:

40 On page two, by striking out all of subsection 2.8 and  
41 inserting in lieu thereof a new subsection 2.8 to read as  
42 follows:

43 2.8. "Net tax supported debt" means: (1) general  
44 obligation bonds of the state net of any refundings,  
45 defeasances, reserve requirements or sinking funds; (2)

46 moral obligation bonds of the state net of any refundings,  
47 defeasances, reserve requirements of sinking funds; (3)  
48 capital leases, lease purchases, mortgages, installment  
49 purchases, certificates of participation and any other debt  
50 financing transaction extending beyond one year, net of  
51 any refundings, defeasances, reserve requirements or  
52 sinking funds, which are payable through an annual  
53 appropriation of the Legislature. "Net tax supported  
54 debt" includes lottery bonds, but does not include revenue  
55 bonds or any other debt that is self-supporting from  
56 enterprise revenues: *Provided*, That the obligation shall  
57 not be excluded to the extent the obligations are in  
58 default.;

59 On page three, by striking out all of subsection 2.11 and  
60 inserting in lieu thereof a new subsection 2.11 to read as  
61 follows:

62 2.11. "Moral Obligation Bond" is a bond secured by a  
63 pledge of revenue and a moral commitment of the state of  
64 West Virginia to appropriate funds to make up any  
65 deficiency of the revenues needed to pay the debt service.;

66 On page three, by adding a new subsection 2.15 to read  
67 as follows:

68 2.15. "Revenue bonds" are bonds secured by a specified  
69 revenue stream, often with a lien imposed on the revenues.  
70 The revenue stream may be a tax or assessment or the  
71 revenues of the project financed.;

72 On page three, by adding a new subsection 2.16 to read  
73 as follows:

74 2.16. "Lottery bonds" are bonds secured by lottery  
75 revenues;

76 On page three, by adding a new subsection 2.17 to read  
77 as follows:

78 2.17. "Revenues" means: (1) total funds deposited in the  
79 general revenue; plus (2) the entire related revenue stream  
80 for any net tax supported debt which is funded from a  
81 source other than the state's general revenue fund; plus (3)  
82 an amount equal to any deductions from the gross general  
83 revenue for debt service of tax supported debt before the  
84 revenue is added to the general revenue fund.

85 An example of revenue as defined in this subdivision  
86 2.17.2 of this subsection is the State Road Fund revenues.  
87 The total revenues of the State Road Fund (exclusive of  
88 Federal funds) are used to repay the Road Bonds and are  
89 therefore included in revenue.

90 An example of revenue as defined in subdivision 2.17.3  
91 of this subsection is the amount of severance tax dedicated  
92 for repayment of the Infrastructure Bonds. Those dedi-  
93 cated severance taxes are therefor included in revenue;

94 On page three, by striking out all of subsection 3.1 and  
95 inserting in lieu thereof a new subsection 3.1 to read as  
96 follows:

97 3.1. Annual debt capacity report - The division with the  
98 cooperation and support of the Department of Adminis-  
99 tration, the Department of Tax and Revenue and the  
100 Bureau of Employment Programs shall issue an annual  
101 report, on or before October 1st of each year. The annual  
102 debt capacity report reviews the size and condition of the  
103 state's net tax supported debt and estimates the maximum  
104 amount of net tax supported debt which should be autho-  
105 rized based upon ratios and guidelines established by the  
106 major bond rating agencies. The ratios and guidelines  
107 shall be consistently applied based upon the state's  
108 definitions.;

109 On page three, subdivision 3.2.4 by striking out the word  
110 "and";



111 And,

112 On page three by adding the following new subdivisions:

113 3.2.6. The total debt service as a percentage of revenue;

114 3.2.7. Current ratios and guidelines as established  
115 and/or reported by the major rating agencies; and

116 3.2.8. A comparison of West Virginia's ratio to other  
117 states with similar bonds ratings.

118 (e) The legislative rule filed in the state register on the  
119 third day of July, one thousand nine hundred  
120 ninety-seven, under the authority of section seven, article  
121 six-a, chapter twelve of this code, modified by the trea-  
122 surer to meet the objections of the legislative rule-making  
123 review committee and refiled in the state register on the  
124 twenty-fifth day of September, one thousand nine hun-  
125 dred ninety-seven, relating to the treasurer (reporting of  
126 state debt to the state treasurer's office, 112 CSR 10), is  
127 authorized.

128 (f) The legislative rule filed in the state register on the  
129 third day of July, one thousand nine hundred  
130 ninety-seven, under the authority of section two, article  
131 one, chapter twelve of this code, modified by the treasurer  
132 to meet the objections of the legislative rule-making  
133 review committee and refiled in the state register on the  
134 twenty-fifth day of September, one thousand nine hun-  
135 dred ninety-seven, relating to the treasurer (selection of  
136 state depositories for disbursement accounts through  
137 competitive bidding, 112 CSR 6), is authorized with the  
138 amendment set forth below:

139 'On page two, subsection 3.5, line one of said subsection,  
140 following the words 'the Treasurer', by striking out the  
141 words "the bids.'

142 (g) The legislative rule filed in the state register on the

143 third day of July, one thousand nine hundred  
144 ninety-seven, under the authority of section two, article  
145 one, chapter twelve of this code, modified by the treasurer  
146 to meet the objections of the legislative rule-making  
147 review committee and refiled in the state register on the  
148 twenty-fifth day of September, one thousand nine hun-  
149 dred ninety-seven, relating to the treasurer (selection of  
150 state depositories for receipt accounts, 112 CSR 7), is  
151 authorized.

That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

*Robt. Stovener*  
.....  
Chairman Senate Committee.

*Nick Fontana*  
.....  
Chairman House Committee

Originated in the Senate.

In effect from passage.

*Darrell Atkins*  
.....  
Clerk of the Senate

*Bryony M. Gray*  
.....  
Clerk of the House of Delegates

*Earl Ray Tomblin*  
.....  
President of the Senate

*Paul P. Ponder*  
.....  
Speaker House of Delegates

The within *approved* this the *1<sup>st</sup>*  
day of *April*, 1998

*Paul R. Anderson*  
.....  
Governor

PRESENTED TO THE

GOVERNOR

Date 3/30/98

Time 9:21am